



Luann G. Welmer, Clerk-Treasurer

**CITY COUNCIL MEETING
CITY HALL
TUESDAY, JULY 16, 2013
6:00 O'CLOCK P.M.**

I. Meeting Called to Order

- A. Opening Prayer
- B. Pledge of Allegiance
- C. Roll Call
- D. Acceptance of Minutes

II. Unfinished Business Requiring Council Action

- A. Reading of a Resolution entitled "RESOLUTION NO.____, 2013, RESOLUTION CONFIRMING RESOLUTION NO.____ THE DECLARATION OF A CERTAIN AREA WITHIN THE CITY OF COLUMBUS AND ECONOMIC REVITALIZATION AREA AND QUALIFYING CERTAIN REAL PROPERTY, IMPROVEMENTS AND MACHINERY AND EQUIPMENT FOR PROPERTY TAX ABATEMENT AND APPROVING A DEDUCTION FOR TAX ABATEMENT PURSUANT TO INDIANA CODE 6-1.1-12.1, ET SEQ. AND AUTHORIZING THE MAYOR TO EXECUTE THE STATEMENT OF BENEFITS FORM." (Cummins, Inc.). Chris Schilling.

III. New Business Requiring Council Action

- A. Reading of a Resolution entitled "RESOLUTION NO.____, 2013, RESOLUTION APPROVING A DEDUCTION FOR TAX ABATEMENT IN A PREVIOUSLY DESIGNATED ECONOMIC REVITALIZATION AREA PURSUANT TO INDIANA CODE 6-1.1-12.1, ET. SEQ. AND AUTHORIZING THE MAYOR TO EXECUTE THE STATEMENT OF BENEFITS FORM." (Flambeau, Inc.). Chris Schilling.
- B. Reading of a Resolution entitled "RESOLUTION NO.____, 2013, RESOLUTION APPROVING A DEDUCTION FOR TAX ABATEMENT IN A PREVIOUSLY DESIGNATED ECONOMIC

REVITALIZATION AREA PURSUANT TO INDIANA CODE 6-1.1-12.1, ET. SEQ. AND AUTHORIZING THE MAYOR TO EXECUTE THE STATEMENT OF BENEFITS FORM.”
(CyberMetrix, Inc.). Chris Schilling.

- C. First Reading of an Ordinance entitled “ORDINANCE NO. _____, 2013, AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA, TO AMEND CHAPTER 2.50 OF THE COLUMBUS CITY CODE, BOARD OF PUBLIC WORKS AND SAFETY.” Jeff Logston.

IV. Other Business

- A. Standing Committee and Liaison Reports
- B. Discussion Items:
- 1.) “Door to door solicitation ordinance revision”. Jeff Logston.
 - 2.) “City’s Strategic Plan” – Mayor Brown.
- C. Next regular meeting is scheduled for **Tuesday, August 6, 2013 at 6:00 o’clock P.M. in City Hall.**
- D. Adjournment.



Community Development

MEMORANDUM

TO: Members of the Common Council
FROM: Chris Schilling, Community Development
RE: ERA Designation and Tax Abatement Request for Cummins, Inc.
DATE: July 9, 2013

The following Economic Revitalization Area (ERA) designation and tax abatement request will be presented to Council at 6:00 p.m. at its Tuesday, July 16, 2013 meeting:

Cummins Inc. is requesting ERA designation on its property on Road 450S in Walesboro as shown on "Attachment A." Cummins Inc. is planning on creating a new 428,000 square-foot warehouse facility on the property with an estimated development cost of \$10 million in building infrastructure.

Cummins Inc. also is requesting tax abatement on the real property improvements if the property is designated as an ERA. As a result of this expansion, 25 additional jobs will be created and 80 jobs will be retained.

The above-mentioned site is part of the larger Cummins-owned property in Walesboro and adjacent to a previously designated economic revitalization area.

Should you have any questions, please contact me at the Community Development Office at (812) 376-2520.

Attachments

RESOLUTION NO. _____, 2013

A RESOLUTION CONFIRMING RESOLUTION NO.
THE DECLARATION OF A CERTAIN AREA WITHIN THE CITY OF
COLUMBUS AND ECONOMIC REVITALIZATION AREA AND QUALIFYING
CERTAIN REAL PROPERTY, IMPROVEMENTS AND MACHINERY AND
EQUIPMENT FOR PROPERTY TAX ABATEMENT AND APPROVING A
DEDUCTION FOR TAX ABATEMENT PURSUANT TO INDIANA CODE 6-1.1-
12.1, ET SEQ. AND AUTHORIZING THE MAYOR TO EXECUTE THE
STATEMENT OF BENEFITS FORM
(Cummins Inc.)

WHEREAS, the City of Columbus, Indiana, recognizes the need to stimulate growth and maintain a sound economy within its corporate limits; and

WHEREAS, the Columbus Common Council ("Council") further recognizes that it is in the best interest of the City of Columbus to provide incentives to stimulate investment within the community; and

WHEREAS, Indiana Code 6-1.1-12.1 et seq. provides for a program of real property and personal property tax abatement within "Economic Revitalization Areas" ("ERA"); and

WHEREAS, Indiana Code 6-1.1-12.1 empowers the Council to designate Economic Revitalization Areas by following a procedure involving adoption of a preliminary declaratory resolution (Columbus Common Council Resolution No. 16, hereinafter "Resolution No. 16"), providing public notice, conducting a public hearing and adopting a final resolution confirming the declaratory resolution or a modified version of the declaratory resolution or rescinding the declaratory resolution; and

WHEREAS, Cummins Inc. owns the entire fee interest in certain real estate in the City of Columbus, Indiana, which is legally described as shown on the attached Exhibit "A"; and

WHEREAS, during a previous Council meeting, the Council received evidence about whether the area legally described as shown on Exhibit "A" attached hereto should be designated as an Economic Revitalization Area, and on July 2, 2013, the Council adopted a preliminary declaratory resolution, Resolution No. 16, designating the area described and shown on Exhibit "A" attached hereto as an Economic Revitalization Area and fixed 6:00 p.m., on Tuesday, July 16, 2013, in the Council Chambers, Columbus City Hall, 123 Washington Street, Columbus, Indiana, for a final public hearing for the receiving of any remonstrances or objections from any person in or affected by the area legally described and shown on Exhibit "A." attached hereto or its designation as an Economic Revitalization Area after July 16, 2013; and

WHEREAS, proper legal notice was published indicating the adoption of the declaratory resolution, Resolution No. 16, and stating when and where the public hearing would be held; and

WHEREAS, at such public hearing, any and all additional evidence and testimony along with any and all remonstrances and objections presented were considered, and such additional evidence and testimony either confirm the Council's determination that the said real estate is an Economic Revitalization Area qualified for property tax abatement or did not refute that determination; and

WHEREAS, Cummins Inc. filed an Application, Agreement of Cooperation, and a Statement of Benefits form dated June 3, 6 and 24, 2013, requesting the approval of a ten (10) year real property tax deduction pursuant to INDIANA CODE 6-1.1-12.1 *et seq.*, for the purpose of improving real estate within an established ERA located on Cummins Inc. property on Road 450S, Columbus, Indiana (said Statement of Benefits form is attached hereto and incorporated herein as **Exhibit B**); and

WHEREAS, pursuant to INDIANA CODE 6-1.1-12.1- 3(c), a deduction allowed for improvement to real estate:

1. Shall be for a period of not more than five (5) years if the area is a residentially distressed area; or
2. Shall be either three (3), six (6), or ten (10) years in an economic revitalization area designated before July 1, 2000; or
3. Shall be for a period not to exceed ten (10) years in an economic revitalization area designated after June 30, 2000.

NOW, THEREFORE, BE IT RESOLVED THE COLUMBUS COMMON COUNCIL THAT:

Section 1. The Columbus Common Council hereby takes "final action" as that phrase is contemplated in Indiana Code 6-1.1-12.1 *et seq.* with regard to the adoption of Columbus Common Council Resolution No. 16 on July 2, 2013.

Section 2. The Columbus Common Council hereby confirms certain findings made with Resolution 16, 2013 and make such additional findings and determinations as follows:

1. That said described property is located within the jurisdiction of Columbus Common Council for purposes set forth in Indiana Code 6-1.1-12.1-2 *et seq.*; and
2. That this Council has determined, based on information provided by the applicant and other evidence before the Council, that this site has become undesirable for or impossible of normal development and occupancy inasmuch as normal development and growth did not occur in the area without additional financial incentives; and

3. That the improvement of the real estate described herein would be a public utility and would be to the benefit and welfare of all citizens and taxpayers of the City of Columbus; and
4. That the subject real estate is zoned I-3 (heavy industrial) according to the City of Columbus Zoning Ordinance; and
5. That designation of the subject property as an "Economic Revitalization Area" will provide employment opportunities to residents of the City of Columbus and the County of Bartholomew.

Section 3. The area legally described and shown on the attached Exhibit "A" is designated an Economic Revitalization Area in the City of Columbus, Indiana.

Section 4. The deductions allowed within the said Economic Revitalization Area shall be as allowed under Indiana Code 6-1.1-12.1 et seq.

Section 5. Two (2) copies of Exhibit "A", attached hereto which depicts the Economic Revitalization Area map, are on file in the office of Clerk-Treasurer of Columbus, Indiana, and the Common Council directs the Clerk-Treasurer to maintain for public inspection two (2) copies of said Exhibit "A" in the files of the Clerk-Treasurer.

Section 6. A certified copy of this Resolution shall be sent to the Bartholomew County Auditor.

Section 7. The Council hereby confirms Columbus Common Council Resolution No. 16 adopted July 2, 2013 and has designated that area shown on Exhibit "A" as an Economic Revitalization Area.

Section 8. The Council hereby finds that the application for a deduction for tax abatement in the newly designated ERA pursuant to Indiana Code 6-1.1-12.1 et seq. meets the requirements for filing and the Common Council makes the following findings:

1. The estimated value of the proposed redevelopment or rehabilitation to the real estate is reasonable for projects of that nature; and
2. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property; and
3. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property; and
4. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property; and

5. The totality of benefits is sufficient to justify the deduction.

Section 9. The proposed redevelopment project represents a major capital investment into the improvement of real estate and compliments the initiatives of the City of Columbus for economic development.

Section 10. The deduction allowed for real property pursuant to Indiana Code 6-1.1-12.1- 3 and 4, et seq. shall be allowed for _____ years;

Section 11. The sections, paragraphs, sentences, clauses and phrases of this Resolution are separable, and if any phrase, clause, sentence, paragraph or section of this Resolution shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity, or under enforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Resolution.

Section 12. This Resolution shall be effective immediately upon its passage, subject to the appeal proceedings through the court action contemplated by Indiana Code 6-1.1-12.1 et seq.

Section 13. The Mayor of the City of Columbus, Indiana, is hereby authorized by the Common Council of the City of Columbus, Indiana, to execute the Statement of Benefits forms attached hereto as **Exhibit B** for purposes of facilitating the real property tax abatement of **Cummins Inc.**

Adopted by the Common Council of Columbus, Indiana, this _____ day of July, 2013.

ADOPTED BY THE COMMON COUNCIL OF COLUMBUS, INDIANA, on this the _____ day of July, 2013, by a vote of _____ ayes and _____ nays.

Presiding Officer of the Common Council

ATTEST:

Clerk of the Common Council

Presented by me to the Mayor of Columbus, Indiana, this _____ day of July 2013 at _____ o'clock _____ .M.

Clerk-Treasurer

Approved and signed by me this _____ day of July, 2013, at _____ o'clock
_____M.

Mayor of the City of Columbus, Indiana



STATEMENT OF BENEFITS REAL ESTATE IMPROVEMENTS

Indiana Department of Revenue
Bureau of Real Estate

FORM 35-1 Real Property
Effective 12/1/00

- This statement is being completed for a project that qualifies under the following Indiana Code section:
- IC 6-1.1-12-1 (a) Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12-1)
 - IC 6-1.1-12-1 (b) Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12-1)
 - IC 6-1.1-12-1 (c) Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12-1)

INSTRUCTIONS

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing. The designating body requires information from the taxpayer in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body BEFORE the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction. Projects planned or committed to after July 1, 1997, and areas designated after July 1, 1997, require a STATEMENT OF BENEFITS (IC 6-1.1-12-1).
- Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to initiation of the redevelopment or rehabilitation BEFORE a deduction may be approved.
- To obtain a deduction, application Form 322 EPA/RE or Form 322 ERA/YBD, whichever is applicable, must be filed with the County Auditor by the later of (1) May 10, or (2) thirty (30) days after the notice of addition to assessed valuation or new assessment is mailed to the property owner at the address shown on the records of the township assessor, if any, or the county assessor.
- Property owners whose Statement of Benefits was approved after June 30, 1991, must attach a Form OF-1 Real Property annually to the application to show compliance with the Statement of Benefits. (IC 6-1.1-12-1-5 (b) and IC 6-1.1-12-1-5 (c)).
- The schedules established under IC 6-1.1-12-1-4(d) for rehabilitated property and under IC 6-1.1-12-1-4 (1) for vacant buildings apply to any statement of benefits approved on or after July 1, 2000, unless an alternative deduction schedule is adopted by the designating body (IC 6-1.1-12-1-17). The schedules effective prior to July 1, 2000, shall continue to apply to a statement of benefits filed before July 1, 2000.

SECTION 1 TAXPAYER INFORMATION			
Name of taxpayer Cummins Inc.			
Address of taxpayer (number and street, city, state, and ZIP code) 500 Jackson Street			
Name of contact person Adam Stillabower	Telephone number E-mail address		
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT			
Name of designating body City of Ellettsville	Resolution number		
Location of property 424 S. Main	County Bartholomew		
Description of real property improvements (redevelopment or rehabilitation, use a general term if necessary) New construction of 424,000 square foot Industrial grade warehouse.	Estimated start date (month, day, year) 10/1/2012 Estimated completion date (month, day, year) 7/1/2014		
SECTION 3 EMPLOYED/OWNED/CONTROLLED/LEASED/RENTED/OTHER			
Current number of employees 80	Number of employees 80	Number of owners 25	Number of owners 25
SECTION 4 REAL ESTATE IMPROVEMENTS			
NOTE: Pursuant to IC 6-1.1-12-1-12, the COST of improvements is the assessed value of the improvements.	COST	ASSESSED VALUE	
Estimated cost of improvements \$95,000			
Estimated assessed value of improvements N/A			
Estimated cost of improvements being reported			
Estimated assessed value of improvements being reported			

By _____, Taxpayer, dated _____, 2012. By _____, Designating Body, dated _____, 2012.

By _____, Taxpayer, dated _____, 2012. By _____, Designating Body, dated _____, 2012.

2. The designating body has reviewed the designating body's statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

A. The designated area has been designated for a period not to exceed _____ years* (see below). The date this designated area was _____.

- B. The type of deduction that is allowed in the designated area is limited to:
- 1. Redevelopment or rehabilitation of real estate improvements ☐ Yes ☐ No
 - 2. Residentially distressed areas ☐ Yes ☐ No
 - 3. Occupancy of a vacant building ☐ Yes ☐ No

C. The amount of the deduction allowable is limited to \$ _____.

D. Other limitations or conditions (specify) _____.

E. The deduction is allowed for _____ years* (see below).

F. Did the designating body adopt an alternative deduction schedule per IC 6-1-1-12-1-17? ☐ Yes ☐ No
If yes, attach a copy of the alternative deduction schedule to this form.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (signature and title of authorized member of designating body)	Telephone number ()	Date signed (month day year)
Attested by (signature and title of attester)	Designated body	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1-12-12-1-4.

- A. For residentially distressed areas, the deduction period may not exceed five (5) years.
- B. For redevelopment and rehabilitation or real estate improvements:
 - 1. If the Economic Revitalization Area was designated prior to July 1, 2000, the deduction period is limited to three (3) years, or ten (10) years.
 - 2. If the Economic Revitalization Area was designated after June 30, 2000, the deduction period may not exceed ten (10) years.
- C. For vacant buildings, the deduction period may not exceed two (2) years.



MEMORANDUM

TO: Members of the Common Council
FROM: Chris Schilling, Community Development
RE: Tax Abatement Request for Flambeau, Inc.
DATE: July 9, 2013

The following tax abatement request will be presented to Council at its Tuesday, July 16, 2013, meeting at 6:00 p.m.:

Flambeau, Inc. is requesting tax abatement on personal property at its existing plant located at 4325 Middle Road.

Flambeau, Inc., a manufacturer of various plastics products, is planning an investment of _____ in new manufacturing equipment. Flambeau is located in a previously designated Economic Revitalization Area and has previously received tax abatements from the City of Columbus.

As a result of this expansion, **Flambeau, Inc.** will retain 88 jobs, and will add 10 new jobs by January 2014.

Should you have any questions, please contact me at the Community Development Office at (812) 376-2520.

Attachments

RESOLUTION NO. ____, 2013

RESOLUTION APPROVING A DEDUCTION FOR TAX ABATEMENT
IN A PREVIOUSLY DESIGNATED ECONOMIC REVITALIZATION AREA
PURSUANT TO INDIANA CODE 6-1.1-12.1, *ET. SEQ.*
AND AUTHORIZING THE MAYOR TO EXECUTE
THE STATEMENT OF BENEFITS FORM

Flambeau, Inc.

WHEREAS, INDIANA CODE 6-1.1-12.1 allows for a partial abatement of property taxes attributable to the installation of new personal property in an Economic Revitalization Area (ERA); and

WHEREAS, the Common Council of the City of Columbus, Indiana, has designated certain real estate within the City of Columbus, Indiana as an Economic Revitalization Area (ERA) as contemplated and defined pursuant to INDIANA CODE 6-1.1-12.1-1, *et. seq.*, by the adoption of Resolution 12-1984 by the Common Council, which remains in full force and effect; and

WHEREAS, INDIANA CODE 6-1.1-12.1, *et seq.* provides that the Common Council of the City of Columbus, Indiana, approve a Statement of Benefits form associated with an application requesting a tax abatement for personal property in an area previously designated as an ERA; and

WHEREAS, Flambeau, Inc. filed an Application, Agreement of Cooperation, and a Statement of Benefits form dated June 18, 19 and 21, 2013, requesting the approval of a ten (10) year personal property tax deduction pursuant to INDIANA CODE 6-1.1-12.1 *et. seq.*, for the purpose of installing new manufacturing equipment at a facility located at 4325 Middle Road, Columbus, Indiana (said Statement of Benefits form is attached hereto and incorporated herein as **Exhibit A**); and

WHEREAS, pursuant to INDIANA CODE 6-1.1-12.1- 4.5, *et. seq.*, a deduction allowed for the installation of new manufacturing equipment, new research and development equipment, new logistical distribution equipment, or new information technology equipment:

1. Shall be either five (5) or ten (10) years in an economic revitalization area designated before July 1, 2000; or
2. Shall be determined by the designating body, but the deduction shall not exceed ten (10) years in an economic revitalization area designated after June 30, 2000; and

WHEREAS, the Common Council of the City of Columbus, Indiana, deems it to be in the best interest of the City of Columbus, Indiana, in order to stimulate economic development and provide for additional or retained jobs, that such personal property tax abatement be granted.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Columbus, Indiana, after reviewing the Statement of Benefits form and Application submitted by **Flambeau, Inc.** and after hearing the recommendation of the Incentive Review Committee, that:

1. The application of **Flambeau, Inc.** meets the requirements for filing of a tax abatement.
2. The Common Council makes the following findings:
 - a. The estimated cost of the installation of new manufacturing equipment is reasonable for this type of project and equipment; and
 - b. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed installation of new manufacturing equipment; and
 - c. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed installation of new manufacturing equipment; and
 - d. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed installation of new manufacturing equipment; and
 - e. The totality of benefits is sufficient to justify the deduction.
3. **Flambeau, Inc.'s** project represents a major capital investment into the improvement of personal property, and compliments the initiatives of the City of Columbus for economic development.
4. The deduction allowed for personal property pursuant to INDIANA CODE 6-1 1-12 1- 4.5, *et. seq.* shall be allowed for _____ years;
5. The Mayor of the City of Columbus, Indiana, is hereby authorized by the Common Council of the City of Columbus, Indiana, to execute the Statement of Benefits form attached hereto as **Exhibit A** for purposes of facilitating the personal property tax abatement of **Flambeau, Inc.**

ADOPTED BY THE COMMON COUNCIL OF COLUMBUS, INDIANA, on this ____ day of July 2013, by a vote of ____ ayes and ____ nays.

Presiding Officer of the
Common Council

ATTEST:

Clerk of the Common Council

Presented by me to the Mayor of Columbus, Indiana, this ____ day of July 2013 at ____ o'clock ____ .M.

Clerk-Treasurer

Approved and signed by me this ____ day of July 2013, at ____ o'clock ____ .M.

Mayor of the City of
Columbus, Indiana



STATEMENT OF BENEFITS PERSONAL PROPERTY

State Form 51764 (R2 / 12-11)

Prescribed by the Department of Local Government Finance

EXHIBIT A

FORM SB-1 / PP

PRIVACY NOTICE

The cost and any specific individuals salary information is confidential; the balance of the filing is public record per IC 6-1.1-12.1-5.1 (c) and (d).

INSTRUCTIONS:

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body **BEFORE** a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment for which the person wishes to claim a deduction. "Projects" planned or committed to after July 1, 1987, and areas designated after July 1, 1987, require a STATEMENT OF BENEFITS. (IC 6-1.1-12.1)
- Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to installation of the new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment **BEFORE** a deduction may be approved.
- To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between March 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between March 1 and the extended due date of that year.
- Property owners whose Statement of Benefits was approved after June 30, 1991, must submit Form CF-1 / PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
- The schedules established under IC 6-1.1-12.1-4.5(d) and (e) apply to equipment installed after March 1, 2001, unless an alternative deduction schedule is adopted by the designating body (IC 6-1.1-12.1-17).

SECTION 1 TAXPAYER INFORMATION											
Name of taxpayer FLAMBEAU, INC.											
Address of taxpayer (street and number, city, state, ZIP code) 4325 MIDDLE ROAD COLUMBUS IN 47203											
Name of contact person HUGH CUNNINGHAM						Telephone number (812) 373-4485					
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT											
Name of designating body COMMON COUNCIL OF THE CITY OF COLUMBUS						Resolution number (s)					
Location of property 4325 MIDDLE ROAD COLUMBUS IN 47203				County BARTHOLOMEW		DLFG taxing district number 03005					
Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment (use additional sheets if necessary) SEE ATTACHED						ESTIMATED					
								Start Date		Completion Date	
						Manufacturing Equipment		08/01/2013		12/31/2013	
						R & D Equipment		/ /		/ /	
						Logist Dist Equipment *		/ /		/ /	
IT Equipment *		/ /		/ /							
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT											
Current number 88		Salaries 3,597,012		Number retained 88		Salaries 3,597,012		Number additional 10		Salaries 311,000	
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT											
NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.		Manufacturing Equipment		R & D Equipment		Logist Dist Equipment *		IT Equipment *			
		Cost	Assessed Value	Cost	Assessed Value	Cost	Assessed Value	Cost	Assessed Value		
Current values			5,288,300								
Plus estimated values of proposed project			600,000								
Less values of any property being replaced											
Net estimate values upon completion of project			5,888,300								
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER											
Estimated solid waste converted (pounds) _____ Estimated hazardous waste converted (pounds) _____											
Other benefits:											
SECTION 6 TAXPAYER CERTIFICATION											
I hereby certify that the representations in this statement are true.											
Signature of authorized representative <i>Ruth Cunningham</i>						Title Controller		Date signed (month, day, year) 6/21/13			

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1-1-12.1-2.5, provides for the following limitations as authorized under IC 6-1-1-12.1-2.

- A. The designated area has been limited to a period of time not to exceed _____ calendar years *(see below). The date this designation expires is _____.
- B. The type of deduction that is allowed in the designated area is limited to:
1. Installation of new manufacturing equipment. ☒ Yes ☐ No
 2. Installation of new research and development equipment. ☐ Yes ☐ No
 3. Installation of new logistical distribution equipment. ☐ Yes ☐ No
 4. Installation of new information technology equipment. ☐ Yes ☐ No
- C. The amount of deduction applicable to new manufacturing equipment is limited to \$ _____ cost with an assessed value of \$ 600,000.
- D. The amount of deduction applicable to new research and development equipment is limited to \$ _____ cost with an assessed value of \$ _____.
- E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ _____ cost with an assessed value of \$ _____.
- F. The amount of deduction applicable to new information technology equipment is limited to \$ _____ cost with an assessed value of \$ _____.
- G. Other limitations or conditions (specify) _____.
- H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction on or after July 1, 2000 is allowed for:

- ☐ 1 year ☐ 6 years
☐ 2 years ☐ 7 years
☐ 3 years ☐ 8 years
☐ 4 years ☐ 9 years
☐ 5 years ** ☒ 10 years **

** For ERA's established prior to July 1, 2000 only a 5 or 10 year schedule may be deducted.

- I. Did the designating body adopt an alternative deduction schedule per IC 6-1-1-12.1-17? ☐ Yes ☒ No
 If yes, attach a copy of the alternative deduction schedule to this form.

Also we have reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved: (signature and title of authorized member)	Telephone number	Date signed (month, day, year)
Attested by:	Designated body	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1-1-12.1-4.5



Community Development

MEMORANDUM

TO: Members of the Common Council
FROM: Chris Schilling, Community Development
RE: Tax Abatement Request for CyberMetrix, Inc.
DATE: July 9, 2013

The following tax abatement request will be presented to Council at its Tuesday, July 16, 2013, meeting at 6:00 p.m.:

CyberMetrix, Inc. is requesting tax abatement on real property and personal property at its future facility located at 635 S. Mapleton Street.

CyberMetrix, Inc., a business enterprise that provides testing solutions for global customers, is planning a new facility expansion that would expand its business space by 39,000 square feet and would accommodate the installation of additional test cells and rigs, complex manufacturing, and test equipment with sufficient office space for new mechanical, electrical, software and facility engineers. CyberMetrix, Inc. expects to invest \$1.5 million in real property plus \$1.5 million in equipment for a total investment of \$3 million. The South Mapleton Street property is located in a previously designated Economic Revitalization Area. The company has never received tax abatement from the City of Columbus.

As a result of this expansion, **CyberMetrix, Inc.** will retain 38 jobs, and will add 20 new jobs by 2016.

Should you have any questions, please contact me at the Community Development Office at (812) 376-2520.

Attachments

RESOLUTION NO. ____, 2013

RESOLUTION APPROVING A DEDUCTION FOR TAX ABATEMENT
IN A PREVIOUSLY DESIGNATED ECONOMIC REVITALIZATION AREA
PURSUANT TO INDIANA CODE 6-1.1-12.1, *ET. SEQ.*
AND AUTHORIZING THE MAYOR TO EXECUTE
THE STATEMENT OF BENEFITS FORM

CyberMetrix, Inc.

WHEREAS, INDIANA CODE 6-1.1-12.1 allows for a partial abatement of property taxes attributable to the rehabilitation/redevelopment of real property and installation of new personal property in an Economic Revitalization Area (ERA); and

WHEREAS, the Common Council of the City of Columbus, Indiana, has designated certain real estate within the City of Columbus, Indiana as an Economic Revitalization Area (ERA) as contemplated and defined pursuant to INDIANA CODE 6-1.1-12.1-1, *et. seq.*, by the adoption of Resolution 12-1984 by the Common Council on December 18, 1984, which remains in full force and effect; and

WHEREAS, INDIANA CODE 6-1.1-12.1, *et seq.* provides that the Common Council of the City of Columbus, Indiana, approve a Statement of Benefits form associated with an application requesting a tax abatement for personal and/or real property in an area previously designated as an ERA; and

WHEREAS, **CyberMetrix, Inc.** filed an Application, Agreement of Cooperation, and a Statement of Benefits form dated April 4 and July 8, 2013, requesting the approval of a ten (10) year real property tax deduction pursuant to INDIANA CODE 6-1.1-12.1 *et. seq.*, for the purpose of improving real estate within an established ERA located at 635 S. Mapleton Street, Columbus, Indiana (said Statement of Benefits form is attached hereto and incorporated herein as **Exhibit A**); and

WHEREAS, **CyberMetrix, Inc.** also filed an Application, Agreement of Cooperation, and a Statement of Benefits form dated July 8, 2013, requesting the approval of a ten (10) year personal property tax deduction pursuant to INDIANA CODE 6-1.1-12.1 *et. seq.*, for the purpose of installing new manufacturing, research and development and information technology equipment at a facility located at 635 S. Mapleton Street, Columbus, Indiana (said Statement of Benefits form is attached hereto and incorporated herein as **Exhibit B**); and

WHEREAS, pursuant to INDIANA CODE 6-1.1-12.1- 3 *et. seq.*, a deduction allowed for improvement to real estate:

1. Shall be for a period of not more than five (5) years if the area is a residentially distressed area; or
2. Shall be either three (3), six (6), or ten (10) years in an economic revitalization area designated before July 1, 2000; or

3. Shall be for a period not to exceed ten (10) years in an economic revitalization area designated after June 30, 2000; and

WHEREAS, pursuant to INDIANA CODE 6-1.1-12.1- 4.5 *et. seq.*, a deduction allowed for the installation of new manufacturing, research and development and information technology equipment:

1. Shall be either five (5) or ten (10) years in an economic revitalization area designated before July 1, 2000; or
2. Shall be determined by the designating body, but the deduction shall not exceed ten (10) years in an economic revitalization area designated after June 30, 2000; and

WHEREAS, the Common Council of the City of Columbus, Indiana, deems it to be in the best interest of the City of Columbus, Indiana, in order to stimulate economic development and provide for additional or retained jobs, that such real and personal property tax abatement be granted.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Columbus, Indiana, after reviewing the Statement of Benefit forms submitted by CyberMetrix, Inc. and after hearing the recommendation of the Incentive Review Committee, that:

1. The application of CyberMetrix, Inc. meets the requirements for filing of a tax abatement.
2. The Common Council makes the following findings:
 - a. The estimated value of the proposed redevelopment or rehabilitation to the real estate is reasonable for projects of that nature; and
 - b. The estimated cost of the installation of new manufacturing equipment is reasonable for this type of project and equipment; and
 - c. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property and proposed installation of new manufacturing equipment; and
 - d. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property and installation of new manufacturing equipment; and

- e. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property and the installation of new manufacturing, research and development and information technology equipment; and
 - f. The totality of benefits is sufficient to justify the deduction.
- 3. CyberMetrix, Inc.'s project represents a major capital investment into the improvement of real estate and personal property, and complements the initiatives of the City of Columbus for economic development.
 - 4. The deduction allowed for real property pursuant to INDIANA CODE 6-1.1-12.1- 3 and 4, *et. seq.* shall be allowed for _____ years;
 - 5. The deduction allowed for personal property pursuant to INDIANA CODE 6-1.1-12.1- 4.5, *et. seq.* shall be allowed for _____ years;
 - 6. The Mayor of the City of Columbus, Indiana, is hereby authorized by the Common Council of the City of Columbus, Indiana, to execute the Statement of Benefits forms attached hereto as **Exhibit A and Exhibit B** for purposes of facilitating the real property and personal property tax abatements of the applicant herein.

ADOPTED BY THE COMMON COUNCIL OF COLUMBUS, INDIANA, on this ____ day of July 2013, by a vote of ____ ayes and ____ nays.

Presiding Officer of the
Common Council

ATTEST:

Clerk of the Common Council

Presented by me to the Mayor of Columbus, Indiana, this ____ day of July 2013 at _____ o'clock _____ M.

Clerk-Treasurer

Approved and signed by me this ____ day of July 2013, at
____ o'clock ____ M.

Mayor of the City of
Columbus, Indiana



STATEMENT OF BENEFITS REAL ESTATE IMPROVEMENTS

State Form 51767 (R3 - 12-11)

Prescribed by the Department of Local Government Finance

EXHIBIT A

20 13 PAY 20 13

FORM SB-1 / Real Property

- This statement is being completed for real property that qualifies under the following Indiana Code (check one box):
- ☐ Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12.1-4)
 - ☐ Eligible vacant building (IC 6-1.1-12.1-4.8)

INSTRUCTIONS:

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body **BEFORE** the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction. "Projects" planned or committed to after July 1, 1987, and areas designated after July 1, 1987, require a **STATEMENT OF BENEFITS** (IC 6-1.1-12.1).
- Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to initiation of the redevelopment or rehabilitation. **BEFORE** a deduction may be approved.
- To obtain a deduction, application Form 322 ERA/RE or Form 322 ERA/VBD, whichever is applicable, must be filed with the County Auditor by the later of (1) May 10; or (2) thirty (30) days after the notice of addition to assessed valuation or new assessment is mailed to the property owner at the address shown on the records of the township assessor, if any, or the county assessor.
- Property owners whose Statement of Benefits was approved after June 30, 1991, must attach a Form CF-1/Real Property annually to the application to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.1(b) and IC 6-1.1-12.1-5.3(i)).
- The schedules established under IC 6-1.1-12.1-4(d) for rehabilitated property and under IC 6-1.1-12.1-4.8(1) for vacant buildings apply to any statement of benefits approved on or after July 1, 2000, unless an alternative deduction schedule is adopted by the designating body (IC 6-1.1-12.1-17). The schedules effective prior to July 1, 2000, shall continue to apply to a statement of benefits filed before July 1, 2000.

SECTION 1

TAXPAYER INFORMATION

Name of taxpayer CyberMetrix Inc.		
Address of taxpayer (number and street, city, state, and ZIP code) 2860 N. National Rd., Columbus, IN 47201		
Name of contact person Peto Palladino	Telephone number (812) 375-5877	E-mail address cpalladino@cybermetrix.co

SECTION 2

LOCATION AND DESCRIPTION OF PROPOSED PROJECT

Name of designating body City of Columbus		Resolution number
Location of property 635 S. Mapleton Street	County Bartholomew	DCCF taxing district number
Description of real property improvements (redevelopment or rehabilitation) (use additional sheets if necessary) Expand building by 6k sq. ft. to accommodate implement complex testing cells for unique work with investment of in addition-purchase the property for Other improvements will be made to have bench and rig test unit design fabrication		Estimated start date (month, day, year) 07/17/2013 Estimated completion date (month, day, year) 03/01/2014

SECTION 3

ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT

Current number	Salaries	Number retained	Salaries	Number additional	Salaries
38.00	\$2,800,000.00	38.00	\$2,800,000.00	20.00	\$1,456,000.00

SECTION 4

ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT

NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.	REAL ESTATE IMPROVEMENTS	
	COST	ASSESSED VALUE
	Current values	
	Plus estimated values of proposed project	765,000.00
	Less values of any property being replaced	
Net estimated values upon completion of project		

SECTION 5

WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER

Estimated solid waste converted (pounds) 0.00	Estimated hazardous waste converted (pounds) 0.00
--	--

Other benefits

SECTION 6

TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorized representative 	Title President	Date signed (month, day, year) 07/16/2013
--	---------------------------	---

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this Economic Revitalization Area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1, provides for the following limitations:

- A. The designated area has been limited to a period of time not to exceed _____ calendar years* (see below). The date this designation expires is _____.
- B. The type of deduction that is allowed in the designated area is limited to:
1. Redevelopment or rehabilitation of real estate improvements ☒ Yes ☐ No
 2. Residentially distressed areas ☐ Yes ☐ No
 3. Occupancy of a vacant building ☐ Yes ☐ No
- C. The amount of the deduction applicable is limited to \$ _____.
- D. Other limitations or conditions (specify): _____
- E. The deduction is allowed for _____ years* (see below).
- F. Did the designating body adopt an alternative deduction schedule per IC 6-1.1-12.1-177 ☐ Yes ☒ No
If yes, attach a copy of the alternative deduction schedule to this form.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (signature and title of authorized member of designating body)	Telephone number ()	Date signed (month, day, year)
Attested by (signature and title of attester)	Designated body	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1.12-12.1-4.

- A. For residentially distressed areas, the deduction period may not exceed five (5) years.
- B. For redevelopment and rehabilitation of real estate improvements:
1. If the Economic Revitalization Area was designated prior to July 1, 2000, the deduction period is limited to three (3), six (6), or ten (10) years.
 2. If the Economic Revitalization Area was designated after June 30, 2000, the deduction period may not exceed ten (10) years.
- C. For vacant buildings, the deduction period may not exceed two (2) years.



STATEMENT OF BENEFITS PERSONAL PROPERTY

State Form 51764 (12-1-12-11)

Prescribed by the Department of Local Government Finance

EXHIBIT B

FORM SB-1 / PP

PRIVACY NOTICE

The cost and any specific individual's salary information is confidential to the business of the filing in public record per IC 6-1.1-12-1-5 (a) and (d)

INSTRUCTIONS

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body BEFORE a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment for which the person wishes to claim a deduction. "Project" planned or committed to after July 1, 1997, and areas designated after July 1, 1997, require a STATEMENT OF BENEFITS (IC 6-1.1-12-1).
- Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to installation of the new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment, BEFORE a deduction may be approved.
- To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between March 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between March 1 and the extended due date of that year.
- Property owners whose Statement of Benefits was approved after June 30, 1991, must submit Form CF-1 / PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12-1-5.6)
- The schedules established under IC 6-1.1-12-1-5(d) and (e) apply to equipment if stated after March 1, 2001, unless an alternative deduction schedule is adopted by the designating body (IC 6-1.1-12-1-7)

SECTION 1

TAXPAYER INFORMATION

Name of taxpayer

CyberMetrix Inc.

Address of taxpayer (number and street, city, state, and ZIP code)

2560 N. National Rd., Columbus, IN 47201

Name of contact person

Pete Palladino

Telephone number

(812) 375-5877

SECTION 2

LOCATION AND DESCRIPTION OF PROPOSED PROJECT

Name of designating body

City of Columbus

Resolution number (s)

Location of property

635 S. Mapleton Street

County

Barth

OLGF listing district number

Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment. (Use additional sheets if necessary)

ESTIMATED

START DATE

COMPLETION DATE

- Industrial cooling system and enclosure for test cells
- Controls and monitoring equipment
- Test Rig
- Metrology lab and equipment

Manufacturing Equipment

07/17/2013

03/30/2014

R & D Equipment

7/17/2013

03/30/2014

Logist Dist Equipment

IT Equipment

08/15/2013

03/30/2014

SECTION 3

ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT

Current number

38

Salaries

2,800,000.00

Number retained

38

Salaries

2,800,000.00

Number addition d

20

Salaries

1,456,000.00

SECTION 4

ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT

NOTE: Pursuant to IC 6-1.1-12-1-5.1 (3) (2) the COST of the property is confidential.

MANUFACTURING EQUIPMENT

COST ASSESSED VALUE

R & D EQUIPMENT

COST ASSESSED VALUE

LOGIST DIST EQUIPMENT

COST ASSESSED VALUE

IT EQUIPMENT

COST ASSESSED VALUE

Current values

Plus estimated values of proposed project

Less values of any property being replaced

Net estimated values upon completion of project

SECTION 5

WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER

Estimated solid waste converted (pounds) 0.00

Estimated hazardous waste converted (pounds) 0.00

Other benefits

SECTION 6

TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorized representative

Title

President

Date of signature

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.

A. The designated area has been limited to a period of time not to exceed _____ calendar years * (see below). The date this designation expires is _____.

B. The type of deduction that is allowed in the designated area is limited to:

- | | |
|--|---|
| 1. Installation of new manufacturing equipment. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 2. Installation of new research and development equipment. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 3. Installation of new logistical distribution equipment. | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. Installation of new information technology equipment. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

C. The amount of deduction applicable to new manufacturing equipment is limited to \$ _____ cost with an assessed value of \$ _____.

D. The amount of deduction applicable to new research and development equipment is limited to \$ _____ cost with an assessed value of \$ _____.

E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ _____ cost with an assessed value of \$ _____.

F. The amount of deduction applicable to new information technology equipment is limited to \$ _____ cost with an assessed value of \$ _____.

G. Other limitations or conditions (specify) _____

H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction on or after July 1, 2000, is allowed for:

- | | |
|-------------------------------------|---|
| <input type="checkbox"/> 1 year | <input type="checkbox"/> 6 years |
| <input type="checkbox"/> 2 years | <input type="checkbox"/> 7 years |
| <input type="checkbox"/> 3 years | <input type="checkbox"/> 8 years |
| <input type="checkbox"/> 4 years | <input type="checkbox"/> 9 years |
| <input type="checkbox"/> 5 years ** | <input checked="" type="checkbox"/> 10 years ** |

** For ERA's established prior to July 1, 2000, only a 5 or 10 year schedule may be deducted.

I. Did the designating body adopt an alternative deduction schedule per IC 6-1.1-12.1-17? ☐ Yes ☒ No
If yes, attach a copy of the alternative deduction schedule to this form.

Also we have reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (signature and title of authorized member)	Telephone number ()	Date signed (month, day, year)
Attested by	Designated body	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1.1-12.1-4.5.

ORDINANCE NO. _____, 2013

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA,
TO AMEND CHAPTER 2.50 OF THE COLUMBUS CITY CODE,
BOARD OF PUBLIC WORKS AND SAFETY**

WHEREAS, Indiana Code 36-1-3 et. seq. confers upon units of government within the State of Indiana such powers as necessary or desirable to conduct the affairs of local government;

WHEREAS, Indiana Code 36-4-6-18 authorizes the Common Council of the City of Columbus, Indiana to pass such ordinances, orders, resolutions and motions as may be necessary and proper for the governmental unit to fulfill and satisfy the responsibilities and duties of said governmental unit;

WHEREAS, Indiana Code 36-4-9-8 gives the authority to the Mayor of the City to determine if the Board of Public Works and Safety is comprised of 3 or 5 members;

WHEREAS, pursuant to Indiana Code 36-4-9-8, the Mayor desires to expand the membership of the Board of Public Works and Safety from 3 to 5 members; and

WHEREAS, it is the desire of the Common Council to accurately reflect the current City administrative structure in the Columbus City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA, AS FOLLOWS:

Section I. Chapter 2, Article 50, Section B of the Columbus City Code, is hereby amended to read as follows:

B. The members of the Board of Public Works and Safety shall be the Mayor and ~~two~~ four voters of the city who shall be chosen by the Mayor in accordance with Indiana Code, 36-4-9-8, and who shall serve at the Mayor's pleasure.

Section II. All prior ordinances or parts thereof inconsistent with any provision of this Ordinance are hereby repealed.

Section III. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

ADOPTED, by the Common Council of the City of Columbus, Indiana, this ____ day of _____,
2013 at _____ o'clock P.M. by a vote of ____ ayes and ____ nays.

Presiding Officer

ATTEST:

Luann Welmer
Clerk Treasurer, City of Columbus, Indiana

Presented to me, the Mayor of Columbus, Indiana, the ____ day of ____, 2013 at ____ o'clock P.M.

Kristen Brown
Mayor, City of Columbus, Indiana